

HON. SALVADOR MENDOZA JR.

SALLY W. HARMELING, WSBA No. 49457
ROBERT R. SIDERIUS, WSBA No. 15551
PETER A. SPADONI, WSBA No. 11390
JOSEPH Q. RIDGEWAY, WSBA No. 53438
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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

EVANS FRUIT CO., INC., a Washington
Corporation; WGE HOLDINGS, LLC, a
Washington Limited Liability Company;
McDOUGALL FAMILY FARMING,
INC., a Washington Corporation;
McDOUGALL & SONS, INC., a
Washington Corporation; DOUBLE S
ORCHARDS, LLC, a Washington
Limited Liability Company; COLUMBIA
FRUIT PACKERS, INC., a Washington
Corporation; COLUMBIA ORCHARD
MANAGEMENT, INC., a Washington
Corporation; and WADE & WADE, LLC,
a Washington Limited Liability Company,

Plaintiffs,

vs.

UNITED STATES DEPARTMENT OF
LABOR;

PATRICK PIZZELLA, in his official
capacity as Acting United States Secretary

PLAINTIFFS' NOTICE OF VOLUNTARY
DISMISSAL

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NO. 1:19-cv-03202-SMJ

PLAINTIFFS' NOTICE OF
VOLUNTARY DISMISSAL

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of Labor;

JOHN P. PALLASCH, in his official
capacity as Assistant Secretary of Labor,
Employment & Training Administration,
United States Department of Labor;

CHERYL M. STANTON, in her official
capacity as Administrator of the Wage &
Hour Division, United States Department
of Labor;

Defendants,

and

STATE OF WASHINGTON
EMPLOYMENT SECURITY
DEPARTMENT;

Defendant-Intervenor.

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. Pro. 41(a)(1)(A)(i) and LCivR 41(a)(1)(A), Plaintiffs
EVANS FRUIT CO., INC., a Washington Corporation; WGE HOLDINGS, LLC, a
Washington Limited Liability Company; McDOUGALL FAMILY FARMING, INC., a
Washington Corporation; McDOUGALL & SONS, INC., a Washington Corporation;
DOUBLE S ORCHARDS, LLC, a Washington Limited Liability Company; COLUMBIA
FRUIT PACKERS, INC., a Washington Corporation; COLUMBIA ORCHARD
MANAGEMENT, INC., a Washington Corporation; and WADE & WADE, LLC, a
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1 Washington Limited Liability Company, by and through their undersigned counsel, hereby
2 give notice of their voluntary dismissal of this case without prejudice.

3 Plaintiffs certify that Defendants and Defendant-Intervenor have neither answered
4 the Complaint nor moved for summary judgment.

5
6 DATED the 4th day of November, 2019.

7 By s/Sally W. Harmeling

SALLY W. HARMELING, WSBA No. 49457

8 ROBERT R. SIDERIUS, WSBA No. 15551

PETER A. SPADONI, WSBA No. 11390

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15 Attorneys for Plaintiffs Evans Fruit Co., Inc.; WGE
Holdings, LLC; McDougall Family Farming, Inc.;
16 McDougall & Sons, Inc.; Double S Orchards, LLC;
Columbia Fruit Packers, Inc.; Columbia Orchard
17 Management, Inc.; and Wade & Wade, LLC
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CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of November, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System. Notice of this filing will be sent to the parties listed below by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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DATED at Wenatchee, Washington this 4th day of November, 2019.

By s/Sally W. Harmeling
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